

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Best Best &amp; Krieger (PFI)</b> <b>3750 University Ave</b> <b>Riverside, CA 92502-1028</b>		FOR COURT USE ONLY <b>ORIGINAL FILED</b> <b>By A. Cabanero</b>  <b>OCT 11 2007</b>  <b>LOS ANGELES SUPERIOR COURT</b>	
TELEPHONE NO.: <b>951 686-1450</b> FAX NO. (Optional): <b>951 686-3083</b> EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>			
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME:			
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>BC325201</b>	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET. AL</b>			
<b>PROOF OF SERVICE OF SUMMONS</b>		Ref. No. or File No.: <b>26345.00001</b>	

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the (specify documents):  
**Amended Summons; First-amended Cross-complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Model Answer to Complaint and All Cross-complaints; Amendment to Complaint (naming Does 231-554).**
3. a. Party served (specify name of party as shown on documents served):  
**AGRICULTURAL AND ANIMAL WASTE**
  - b.  Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:  
**1765 SAINT HELENA Drive, DANVILLE, CA 94526**
5. I served the party (check proper box)
  - a.  **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b.  **by substituted service.** On (date): **6/26/2007** (2) at (time): **3:02 PM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**CARRA PAVA, ASSISTANT TO OWNER, A white female approx. 25-30 years of age 5'4"-5'6" in height weighing 120-140 lbs with brown hair**
    - (1)  **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2)  **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3)  **(physical address unknown)** a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4)  I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or  a declaration of mailing is attached.
    - (5)  I attach a **declaration of diligence** stating actions taken first to attempt personal service.

**PROOF OF SERVICE OF SUMMONS**

Order No. 4833191



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: <b>BC325201</b>
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET. AL	

- c.  by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3)  with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4)  to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)
- d.  by other means (specify means of service and authorizing code section):

Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a.  as an individual defendant.  
 b.  as the person sued under the fictitious name of (specify):  
 c.  as occupant  
 d.  On behalf of (specify): **AGRICULTURAL AND ANIMAL WASTE**  
 under the following Code of Civil Procedure section:
- |                                                                   |                                                                       |
|-------------------------------------------------------------------|-----------------------------------------------------------------------|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|                                                                   | <input type="checkbox"/> other                                        |

7. Person who served papers

- a. Name: **MARK E. HARMON**  
 b. Address: **P.O. Box 21486, Concord, CA 94521**  
 c. Telephone number: **925-833-4055**  
 d. The fee for service was: **\$114.60 MR**  
 e. I am:  
 (1)  not a registered California process server.  
 (2)  exempt from registration under Business and Professions Code section 22350(b).  
 (3)  registered California process server:  
 (i)  owner  employee  independant contractor  
 (ii)  Registration No.: **615**  
 (iii)  County: **CONTRA COSTA**

8.  I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

or

9.  I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **7/2/2007**

**MARK E. HARMON**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)



(SIGNATURE)



## DECLARATION OF MAILING

The undersigned hereby declares: that I, **Alicia Rosales** , am a Citizen of the United States of America and employed in the City of Rancho Cucamonga, in the State of CA.

That I am over the age of twenty-one and not a party to nor interested in the within entitled action:  
**LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40**

vs.

**DIAMOND FARMING COMPANY, ET. AL**

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

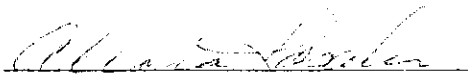
That on Sep 20 2007 , after substituted service was made, I served the within:  
**AMENDED SUMMONS; FIRST-AMENDED CROSS-COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS; AMENDMENT TO COMPLAINT (NAMING DOES 231-554).** on the defendant in this action by placing a true and correct copy in a sealed envelope with postage prepaid for first class mail and by placing said envelope in the United States mail in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**AGRICULTURAL AND ANIMAL WASTE  
1765 SAINT HELENA DR  
DANVILLE CA 94526**

That I declare under penalty of perjury of the State of California the foregoing is true and correct.

That I executed this declaration: **Sep 20 2007** , at Rancho Cucamonga , CA.

  
Alicia Rosales

Order No. 4833191

